

OCT 07 2004

**FENWICK & WEST LLP**

SAN FRANCISCO OFFICE | 275 BATTERY ST., SUITE 1500 | SAN FRANCISCO, CA 94111

TEL 415.875.2300 | FAX 415.281.1350 | WWW.FENWICK.COM

FACSIMILE TRANSMISSION**CONFIDENTIAL****DATE:** October 7, 2004**CLIENT-MATTER NO.:** 22271-05227**TO:**

NAME	FAX NO.	PHONE NO.
Examiner Quoc Tran Group Art Unit 2176 Commissioner for Patents	(703) 872-9306	(703) 305-8781

FROM: Daniel R. Brownstone**PHONE:** (415) 875-2358

NUMBER OF PAGES WITH COVER PAGE: 14

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MESSAGE:

AMENDMENT A

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21708/04592/SF/S116655.1

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TRANSMITTAL FORM <i>(to be used for all correspondence during pendency of filed application)</i>	Application Number	09/767,365	
	Filing Date	January 22, 2001	
	First Named Inventor	Sheng Liang	
	Group Art Unit Number	2176	
	Examiner Name	Quoc A Tran	
Total Number of Pages in This Submission	13	Attorney Docket Number	22271-05227

ENCLOSURES (check all that apply)	
<input checked="" type="checkbox"/> Fee Transmittal Form (in duplicate) <input type="checkbox"/> Check Enclosed	<input type="checkbox"/> Issue Fee Transmittal
<input checked="" type="checkbox"/> Fax Cover Sheet	<input type="checkbox"/> Letter to Chief Draftsperson
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<input type="checkbox"/> Declaration	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
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<input type="checkbox"/> Application Data Sheet	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Information Disclosure Statement & PTO/SB/08A <input type="checkbox"/> Copies of IDS Cited References	<input type="checkbox"/>
<input type="checkbox"/> Request for Corrected Filing Receipt	<input type="checkbox"/>
<input type="checkbox"/> Request for Correction of Recorded Assignment	<input type="checkbox"/>
<input checked="" type="checkbox"/> Amendment/Response A [10] Page(s) <input type="checkbox"/> After Final	<input type="checkbox"/>
<input type="checkbox"/> Status Request	<input type="checkbox"/>
<input type="checkbox"/> Revocation and Substitute Power of Attorney	<input type="checkbox"/>
REMARKS:	

SIGNATURE OF ATTORNEY OR AGENT			
Signature:			
Attorney/Reg. No.:	Daniel R. Brownstone 48,581	Dated:	October 7, 2004

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Signature:			
Typed or Printed Name:	Daniel R Brownstone	Dated:	October 7, 2004
Facsimile Number:	1-703-872-9308		

A1000/00103/DOCS/951157.1

PTO/SB/17 (10-04v2)

Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**FEE TRANSMITTAL
for FY 2005**

Effective 10/01/2004. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

(\$ 259

Complete if Known

Application Number	09/767,365
Filing Date	January 22, 2001
First Named Inventor	Sheng Liang
Examiner Name	Quoc A Tran
Art Unit	2176
Attorney Docket No.	22271-05227

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit
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19-2555

Fenwick & West LLP

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☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	790	2001	395	Utility filing fee	
1002	350	2002	175	Design filing fee	
1003	550	2003	275	Plant filing fee	
1004	790	2004	395	Reissue filing fee	
1005	180	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims		-20** =		X		=	
Independent Claims	8	-3** =		X	44	=	44
Multiple Dependent						=	

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	88	2201	44	Independent claims in excess of 3	
1203	300	2203	150	Multiple dependent claim, if not paid	
1204	88	2204	44	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					(\$ 44

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES****Large Entity - Small Entity**

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	215
1252	430	2252	215	Extension for reply within second month	
1253	980	2253	490	Extension for reply within third month	
1254	1,530	2254	765	Extension for reply within fourth month	
1255	2,080	2255	1,040	Extension for reply within fifth month	
1401	340	2401	170	Notice of Appeal	
1402	340	2402	170	Filing a brief in support of an appeal	
1403	300	2403	150	Request for oral hearing	
1451	1,510	2451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,370	2453	685	Petition to revive - unintentional	
1501	1,370	2501	685	Utility issue fee (or reissue)	
1502	490	2502	245	Design issue fee	
1603	660	2603	330	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1808	180	1808	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	780	2809	395	Filing a submission after final rejection (37 CFR 1.129(e))	
1810	780	2810	395	For each additional invention to be examined (37 CFR 1.129(b))	
1801	790	2801	395	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 215

SUBMITTED BY

Name (Print/Type) Daniel R Brownstone

Registration No.
(Attorney/Agent)

48,581

(Complete if applicable)

Telephone 415 875 2358

Signature

Date

October 7, 2004

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OCT 07 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Sheng Liang *et al*
SERIAL NO.: 09/767,365
FILING DATE: January 22, 2001
TITLE: Scalable Derivative Services
CONFIRMATION NO: 2538
EXAMINER: Quoc A Tran
GROUP ART UNIT: 2176
ATTY. DKT. NO.: 22271-05227

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence, including the enclosures identified below, is being transmitted via facsimile on the date shown below to: Examiner Quoc A Tran, Group Art Unit 2176, Commissioner for Patents, at the facsimile number of (703) 872-9306.

Dated: October

7

, 2004

By:



Daniel R. Brownstone, Reg. No. 46,581

MAIL STOP AMENDMENT
COMMISSIONER FOR PATENTS
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AMENDMENT A

In response to the Office Action mailed on May 7, 2004, please enter the following amendments and consider the accompanying remarks. Authorization to charge the two-month extension fee due is attached.